

RECEIVED  
CENTRAL FAX CENTER  
OCT 28 2008

## In the United States Patent and Trade Mark Office

5

In re application of : DANNY ADCOCK  
Title: EXERCISE DEVICE  
Serial Number: 10/537240  
Filed on : 26 November 2003  
10 Correspondence Date: 30 April 2008  
Examiner: LoAn H Thanh  
Art Unit 3764

15 Amendment and Response to First Official Action

Commissioner of Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

20

Sir,

This amendment is in response to the office action mailed to the applicant on 30 April 2008.

25

Please amend the above application as indicated below:

In the claims:

30

1. ( DELETED) A device for the exercise of the musculature of the upper arm, said device adapted to provide a resistance force to the rotational movement about the elbow of the forearm towards the upper arm and wherein said rotational movement lies between the limits of approximately an angle of 90.degree. at the elbow and that angle between  
35 said forearm and said upper arm limited by contact between said forearm and said upper arm.

40

2. ( DELETED) The device of claim 1 wherein said device comprises telescopically assembled inner and outer tubular elements, said tubular elements provided with end closure means at the outward ends of said tubular elements; said outer tubular element